

The opinion in support of the decision being
entered today is not binding precedent of the Board

Filed by: Trial Section Merits Panel
Mail Stop INTERFERENCE
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Paper No. 5-16

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

PAUL R. FLETCHER, CRAIG A. LEWIS
and GREGORY J. BELLINGTON
Junior Party
(Application 09/518,627)¹

v.

FAXED

MARK H. LEIBU
Senior Party
(Patent 5,733,186)²

JAN 28 2005

Patent Interference No. 105,180

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Before LEE, MOORE and NAGUMO, Administrative Patent Judges.

LEE, Administrative Patent Judge.

Judgment – Request for Adverse – Bd. Rule 127(b)

¹ Filed March 3, 2000. Accorded the benefit of Application 09/172,981, filed October 14, 1998, and Application 08/710,787, filed September 20, 1996. The real party in interest is Mars, Incorporated.

² Based on Application 08/633,299, filed April 17, 1996. The real party in interest is Coin Acceptors, Inc.

Interference No. 105,180
Fletcher v. Leibu

On January 13, 2005, junior party Fletcher filed a paper conceding priority of the subject matter of the count to senior party Leibu. It is now appropriate for entry of adverse judgment against party Fletcher.

It is

ORDERED that judgment as to the subject matter Count 1 is herein entered against the junior party PAUL R. FLETCHER, CRAIG A. LEWIS and GREGORY J. BELLINGTON, and thus the junior party PAUL R. FLETCHER, CRAIG A. LEWIS and GREGORY J. BELLINGTON is not entitled to its application claims 1-9, 11-15, 18-20, 22-24, and 36-38 which correspond to the count;

FURTHER ORDERED that if there is a settlement agreement, the parties should note the requirements of 35 U.S.C. § 135(c) and Bd. Rule 205; and

FURTHER ORDERED that a copy of this judgment be filed in the respective involved application or patent of the parties.

Interference No. 105,180
Fletcher v. Leibu

By Facsimile:

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INTERFERENCE DIGEST

Interference No. 105,180

Paper No. 14

Name: Paul R. Fletcher et al.

Serial No.: 09/518,627

Patent No.

Title: Adaptable coin mechanism

Filed: 03/03/00

Interference with Leibu

DECISION ON MOTIONS

Administrative Patent Judge, _____ Dated, _____

FINAL DECISION

Board of Patent Appeals and Interferences, Adverse Dated, 1-28-05

Court, _____ Dated, _____

REMARKS

This should be placed in each application or patent involved in interference in addition to the interference letters.